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OCT 17 2005

PATENT

Applicant: McCormick
Serial No.: 10/713,334
Filed: November 14, 2003
Title: **SPRINKLER WITH NOZZLE
FOR UNIFORM FLUID
DISTRIBUTION**
Examiner: Gorman, Darren W.
Group Art Unit: 3752
Atty Docket No.: 1506-310

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF FACSIMILE TRANSMISSION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that the following papers are being facsimile transmitted to the U.S. Patent and Trademark Office [facsimile number (571) 273-8300] on the date shown below.

1. Election of Species in Response to Restriction Requirement dated September 16, 2005 (2 pgs.).

October 17, 2005



Alex Patron
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CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

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October 17, 2005
Date

Alex Patron
Alex Patron

Typed or printed name of person signing certificate

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ELECTION OF SPECIES UNDER 35 U.S.C. § 121

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed September 16, 2005, the Examiner is thanked for the withdrawal of the rejection against claims 1-20.

In response to the election requirement, the Applicant elects Species I, described as "the sprinkler embodiment wherein the first end is attached to the fluid source and the radial offsets are arranged at various angles to increase a boundary layer of fluid within the nozzle." It is believed that Claims 1-6, 8-13, and 15-20 all read on the elected Species I.

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CONCLUSION

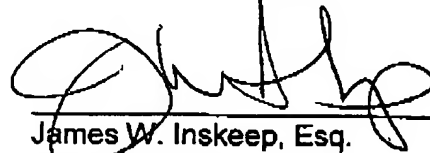
In view of the foregoing, it is submitted that pending claims 1-20 are now in condition for allowance. Hence an indication of allowability is hereby requested.

If for any reason direct communication with Applicants' attorney would serve to advance prosecution of this case to finality, the Examiner is cordially urged to call the undersigned attorney at the below listed telephone number.

The Commissioner is authorized to charge any fee which may be required in connection with this Amendment to deposit account No. 50-2809.

Respectfully submitted,

Dated: Oct. 17, 2005


James W. Inskeep, Esq.
Registration No. 33,910

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